

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**August 7, 2000**

- C034773      THE PEOPLE v. DIAZ      (Not for Publication)**  
The judgment (order reducing conduct credits and modifying presentence custody credits) is reversed. The trial court is ordered to prepare an amended abstract of judgment to reflect 81 actual days and 40 conduct days for a total of 121 days of presentence custody credit and to forward a certified copy to the Department of Corrections.  
CALLAHAN, J.  
We concur:    Sims, Acting P.J.  
                 Kolkey, J.
- C032501      COOK v. REED, INC., et al.      (Not for Publication)**  
The judgment of the trial court is reversed. Reed's motion for sanctions is denied. Costs on appeal are awarded to Cook.  
NICHOLSON, J.  
We concur:    Sims, Acting P.J.  
                 Morrison, J.
- C034408      THE PEOPLE v. ESCAMILLA      (Not for Publication)**  
The trial court is directed to prepare a corrected abstract of judgment to reflect the order in Tehama County case Nos. NCR47999 and NCR48001 that defendant must make restitution to the victims in an amount to be determined and to forward a certified copy thereof to the Department of Corrections. The judgment is affirmed.  
KOLKEY, J.  
We concur:    Sims, Acting P.J.  
                 Morrison, J.
- C033515      In re WALTER P.; THE PEOPLE v. WALTER P.      (Not for Publication)**  
The judgment is affirmed.  
CALLAHAN, J.  
We concur:    Sims, Acting P.J.  
                 Kolkey, J.
- C034151      TRUMBO v. SUPERIOR COURT OF PLACER COUNTY (KEVIN RAMIREZ, etc., et al.)      (Not for Publication)**  
The alternative writ is discharged. The petition for an extraordinary writ is denied. The real parties in interest shall recover their costs.  
NICHOLSON, Acting P.J.  
We concur:    Raye, J.  
                 Kolkey, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**August 7, 2000 Continued**

**C034363      THE PEOPLE v. RAYGOZA      (Not for Publication)**  
The judgment is modified to reflect the imposition of a \$50 criminal laboratory analysis fee (Health & Saf. Code, § 11372.5), and a \$50 state penalty assessment (Gov. Code, § 1464) and a \$35 county penalty assessment (Gov. Code, § 76000) based upon the fee. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy thereof to the Department of Corrections.  
KOLKEY, J.  
We concur:    Sims, Acting P.J.  
                 Hull, J.

**August 8, 2000**

**C035561      KULAS et al. v. AUTUMN OAKS 2000 et al.      (Not for Publication)**  
Appellant's motion to reinstate the appeal is granted. The order of July 11, 2000, dismissing the appeal is vacated, and the appeal is reinstated.  
  
The granting of the motion to reinstate is upon the condition that appellant pay for preparation of the record on appeal with the Placer County trial court clerk by August 18, 2000.  
  
The Placer County trial court clerk is authorized to accept payment for preparation of the record, if presented within the time provided, and to proceed in accordance with the rules.  
SIMS, Acting P.J.

**C032123      THE PEOPLE v. POLSON      (Not for Publication)**  
The judgment is modified to reduce the conviction in count 62 to simple violation of section 289, subdivision (a), and strike the sentence of 15 years to life on that count. The cause is remanded to the trial court with instructions to resentence defendant on count 62, and forward an amended abstract of judgment to the Department of Corrections. The judgment is affirmed as modified.  
CALLAHAN, J.  
We concur:    Nicholson, Acting P.J.  
                 Hull, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**August 9, 2000**

**C033325      THE PEOPLE v. MANGUM      (Not for Publication)**

The judgment is reversed.

RAYE, J.

I concur:      Sims, Acting P.J.

I dissent:      Morrison, J. (See dissenting opinion.)

**C034497      In re DANIEL M.; THE PEOPLE v. DANIEL M.      (Not for Publication)**

The judgment is affirmed.

RAYE, J.

We concur:      Blease, Acting P.J.

Nicholson, J.

**August 10, 2000**

**C034495      BRENT v. THE PEOPLE      (Not for Publication)**

The judgment (order) is affirmed. Defendants shall receive their costs on appeal.

SIMS, Acting P.J.

We concur:      Morrison, J.

Callahan, J.

**C034885      AMERICAN MANUFACTURERS v. MENCARINI et al.**

Pursuant to the written request of the appellant, the appeal filed February 15, 2000, is dismissed. It is further ordered that the remittitur issue forthwith. (See Cal. Rules of Court, rule 19(b).)

SIMS, Acting P.J.

**C035950      DEUSCHEL v. FLEET MORTGAGE GROUP**

Appellant's petition for rehearing is denied.

SIMS, Acting P.J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**August 11, 2000**

**C032353      MAHER et al. v. SAAD      (Certified for Publication)**

The order of the trial court granting plaintiffs' motion for new trial is affirmed. Plaintiffs are awarded their costs on appeal.

NICHOLSON, Acting P.J.

We concur: Morrison, J.  
Callahan, J.

**END OF THE WEEK OF AUGUST 7 - 11, 2000**